

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Jerome LEGERTON et al.)
Serial No.: To be assigned)
Filed: November 14, 2003)
For: CONTACT LENS)

San Diego, California
November 14, 2003

MAIL STOP PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir or Madam:

In accordance with 37 C.F.R. § 1.56, Applicants make the documents listed on the enclosed form PTO/SB/08 (submitted in duplicate) of record in the above-identified application. In accordance with 37 C.F.R. § 1.97, this statement is not to be construed as a representation that a search has been made, and is not a representation that the information cited is effective as prior art to the application or is material to patentability.

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence, and anything being referred to as enclosed herewith, is being deposited with the United States Postal Service via Express Mail Post Office to Addressee Label No. EV292297234US, with sufficient postage in an envelope addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Date: November 14, 2003

By: Gregory P. Austin
Gregory P. Austin

Copies of the U.S. patents and the U.S. patent application publication listed on the enclosed form PTO/SB/08 are not enclosed, in accordance with the waiver of the requirement of 37 C.F.R. § 1.98(a)(2)(i) for submitting a copy of each cited U.S. patent and U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 that appears in the Official Gazette Notice (Week No. 31) dated August 5, 2003 and entitled "Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications Filed After June 30, 2003".

It is respectfully requested that the documents listed on the enclosed form PTO/SB/08 be (1) fully considered by the U.S. Patent and Trademark Office in the examination of the above-identified application; and (2) printed on any patent which may issue on this application. It is also respectfully requested that a copy of the enclosed form PTO/SB/08, as considered and initialed by the Examiner, be returned to the undersigned with the next communication in accordance with M.P.E.P. § 609.

This Information Disclosure Statement is filed within three months of the filing date of the above-identified application, pursuant to 37 C.F.R. 1.97(b). Therefore, no fee is believed due in connection with this submission. In the event that a fee is required, please charge our Deposit Account No. 50-2298, in the name of Luce, Forward, Hamilton & Scripps LLP.

Respectfully submitted,

11.14.03

Date



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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	To be assigned
Filing Date	November 14, 2003
First Named Inventor	Jerome LEGERTON et al.
Art Unit	To be assigned
Examiner Name	To be assigned
Attorney Docket Number	30682-5

Sheet 1 of 3

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 3,876,581	04-08-1975	Neogi	
		US- 4,121,885	10-24-1978	Erickson et al.	
		US- 4,166,255	08-28-1979	Graham	
		US- 4,869,587	09-26-1989	Breger	
		US- 5,114,628	05-19-1992	Hofer et al.	
		US- 5,422,687	06-06-1995	Tanaka et al.	
		US- 5,448,312	09-05-1995	Roffman et al.	
		US- 5,452,031	09-19-1995	Ducharme	
		US- 5,570,142	10-29-1996	Lieberman	
		US- 5,771,088	06-23-1998	Perrott	
		US- 5,777,719	07-07-1998	Williams et al.	
		US- 5,800,532	09-01-1998	Lieberman	
		US- 5,807,381	09-15-1998	Lieberman	
		US- 5,835,192	11-10-1998	Roffman et al.	
		US- 5,872,613	02-16-1999	Blum et al.	
		US- 5,880,809	03-09-1999	Lieberman et al.	
		US- 5,923,397	07-13-1999	Bonafini, Jr.	
		US- 5,929,969	07-27-1999	Roffman	
		US- 5,949,521	09-07-1999	Williams et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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		Number-Kind Code ² (if known)			
		US- 5,953,098 A	09-14-1999	Leiberman et al.	
		US- 6,050,687 A	04-18-2000	Bille et al.	
		US- 6,082,856 A	07-04-2000	Dunn et al.	
		US- 6,086,204 A	07-11-2000	Magnante	
		US- 6,095,651 A	08-01-2000	Williams et al.	
		US- 6,149,609 A	11-21-2000	Lieberman et al.	
		US- 6,199,986 B1	03-13-2001	Williams et al.	
		US- 6,234,631 B1	05-22-2001	Sarver et al.	
		US- 6,241,355 B1	06-05-2001	Barsky	
		US- 6,270,221 B1	08-07-2001	Liang et al.	
		US- 6,271,914 B1	08-07-2001	Frey et al.	
		US- 6,271,915 B1	08-07-2001	Frey et al.	
		US- 6,305,802 B1	10-23-2001	Roffman et al.	
		US- 6,338,559 B1	01-15-2002	Williams et al.	
		US- 6,340,229 B1	01-22-2002	Lieberman et al.	
		US- 6,379,005 B1	04-30-2002	Williams et al.	
		US- 6,379,008 B1	04-30-2002	Chateau et al.	
		US- 6,416,179 B1	07-09-2002	Lieberman et al.	
		US- 6,540,353 B1	04-01-2003	Dunn	

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Alexandria, VA 22313-1450

CERTIFICATE OF EXPRESS MAILING

Dear Sir:


"Express Mail" mailing label No. EV292297234US

Date of Deposit: November 14, 2003

I hereby certify that a Utility Patent Application Transmittal (1 pg.); Fee Transmittal for FY 2004 (1 pg. in duplicate); Check No. 147372 in the amount of \$581.00; Utility Patent Specification (27 pgs.), including: written description (17 pgs.), claims 1-44 (9 pgs.), and abstract (1 pg.); Drawings (FIGS. 1-7 on 3 sheets); Combined Declaration for Patent Application and Power of Attorney (3 pgs.); Information Disclosure Statement (2 pgs.); form PTO/SB/08 (3 pgs. in duplicate) and a return receipt postcard are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above with sufficient postage in an envelope addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

November 14, 2003

Date



Peter R. Martinez